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May 12, 2010

VIA HAND DELIVERY AND ELECTRONIC MAIL

Andre R. Frechette III
Associate Clerk
Maine Business and Consumer Court
147 New Meadows Road
West Bath, ME 04530

Re: Anthem Health Plans of Maine, Inc. v. Superintendent of Insurance *et al.*
Docket No. BCD-WB-AP-08-24

Dear Mr. Frechette:

Enclosed for filing please find Anthem Health Plans of Maine, Inc.'s Notice of Appeal to the Law Court. Also enclosed is the \$150 filing fee.

Thank you for your attention to this matter.

Very truly yours,

A handwritten signature in black ink, appearing to be "Christopher T. Roach", written over a horizontal line.

Christopher T. Roach

Enclosure

cc: Thomas Sturtevant, AAG (via U.S. and electronic mail)
Christina Moylan, AAG (via U.S. and electronic mail)

THE FACE OF THIS DOCUMENT HAS A COLORED BACKGROUND ON WHITE PAPER

PIERCE ATWOOD LLP

1 MONUMENT SQUARE
PORTLAND, MAINE 04101-1110
207-791-1100
DISBURSEMENT ACCOUNT

PEOPLES BANK
PORTLAND, ME

52-7445/2112

61302

PAY: *One Hundred Fifty and 00/100 Dollars*

NUMBER
000061302

DATE
05/12/2010

AMOUNT
*****150.00

TO THE **Clerk, Maine Business & Consumer Court**
ORDER
OF

PIERCE ATWOOD LLP



Donna L. Pendleton



SECURITY FEATURES INCLUDED. DETAILS ON BACK.



⑈061302⑈ ⑆211274450⑆ 0291 60851⑈

BUSINESS AND CONSUMER DOCKET
DOCKET NO. BCD-WB-AP-08-24

PETITIONER ANTHEM HEALTH
PLANS OF MAINE, INC'S NOTICE
OF APPEAL

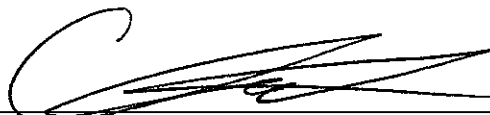
SUPERINTENDENT OF INSURANCE,
Respondent, and

[illegible]

Petitioner intends to present on appeal the following issues: (1) whether the Superintendent's Decision and Order directing that rates for Anthem's individual health plans could include no margin to cover risk or allow for a reasonable rate of return (*i.e.*, a 0% risk and profit margin) is a violation of the statutory requirement in 24-A M.R.S.A. §2736 that rates must be adequate, is affected by an error of law, arbitrary or capricious and/or characterized by abuse of discretion; and (2) whether the Superintendent's application of 24-A M.R.S.A. § 2736 in her Decision and Order is unconstitutional under the due process and/or equal protection rights afforded by both the United States Constitution and the Maine Constitution.

The above statement of issues is provided, pursuant to Maine Rules of Appellate Procedure 2(a)(2) and 5(b)(2), solely for the guidance of the parties, and Petitioner expressly reserves the right to raise any issue on appeal.

DATED: May 12, 2010

A handwritten signature in black ink, appearing to read 'Christopher T. Roach', is written over a horizontal line.

Christopher T. Roach, Bar. No. 8122

Lucus A. Ritchie, Bar No. 9858

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*Attorneys for Petitioner Anthem Health Plans of
Maine, Inc.*

CERTIFICATE OF SERVICE

I hereby certify that on May 12, 2010, I made service of the foregoing Notice of Appeal upon the attorneys of record listed below by depositing in the United States Mail, postage prepaid, a copy of said Notice of Appeal addressed as follows:

Thomas Sturtevant, AAG
Office of the Attorney General
6 State House Station
Augusta, ME 04333-0006
Attorney for Superintendent of Insurance

Christina Moylan, AAG
Office of the Attorney General
6 State House Station
Augusta, ME 04333-0006
Attorney General for the State of Maine



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Maine, Inc.*